THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 11489 of 2007

DATED: 07.06.2007

Between:

Mid-day Meals Preparation Women Welfare Association,
Rep. by its President Smt.Krishna Kumari Shah,
Situated at 7-2-7, Ullithota Veedhi, Rajahmundry,
East Godavari District.

.. Petitioner.

And

The Director of School Education,
Andhra Pradesh, Hyderabad,
and others.

.. Respondent.

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ORDER:

The petitioner is the Association of women groups operating Mid-day meals programme in various schools in Rajahmundry Municipal Corporation of East Godavari District.

In this writ petition, the petitioner is questioning the action of the third respondent, the Commissioner of Municipal Corporation, Rajahmundry, East Godavari District, in addressing a letter dated 30.03.2007 in ROC.No.14311/2022-C4 to the first respondent, the Director of School Education, Andhra Pradesh, Hyderabad, in which he has recommended to entrust the Mid-day Meals programme in the Schools of Rajahmundry Municipality in favour of the fifth respondent.

It is the grievance of the petitioner that several women groups were entrusted in operating the scheme of Mid-day meals and they have formed an Association namely Mid-day Meals Preperation of Women Welfare Association. It is submitted that such groups are operating without giving any room for complaint, but in spite of the same, to deprive their Mid-day meals supply contract, the third respondent has addressed a letter to the first respondent to entrust such contract in favour of the fifth respondent-ISCON Charitable Organization.

The petitioner has not placed any concrete contract to show the nature of contract and the period of contract. In any event, the impugned proceeding is only in the nature of recommendation by the

Commissioner, Municipal Corporation, Rajahmundry, to the Director of School Education, Andhra Pradesh, Hyderabad, to entrust the Mid-day Meals programme in favour of the fifth respondent. So far, as no decision is finalized of entrusting the Mid-day Meals programme in favour of the fifth respondent, it is open for the petitioner to putforth their objections, if any, before the Director of School Education, Andhra Pradesh. But, at this stage, only basing on the letter addressed by the Commissioner, the petitioner cannot question the same on the ground that the respondents are taking action for entrusting the Mid-day meals programme in favour of the fifth respondent.

In view of the above facts and circumstances and in view of the fact that no decision is yet taken, I dispose of the writ petition permitting the petitioner to file objections, if any, before the Director of School Education, Andhra Pradesh, Hyderabad, and if any such objections are filed within a period of ten days from the date of receipt of a copy of the order, the first respondent-Director of School Education, Andhra Pradesh, Hyderabad, shall consider their objections before any decision is taken by it, to discontinue the Mid-day meals supply contract to the Members of petitioner's association and to entrust the same in favour of the fifth respondent.

Subject to the above directions, the writ petition is disposed of. No order as to costs.

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(R.SUBHASH REDDY,J)

Dt.07.06.2007
Note: Furnish CC by tomorrow
B/o
v v